

SUMMARY REPORT DIGEST

CHICAGO POLICE DEPARTMENT

LOG NO

1075306

TYPE

CR, CONF

DATE OF REPORT

02-NOV-2015

INSTRUCTIONS: To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, NO AFFIDAVIT, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed Five (5) DAYS SUSPENSION.

TO: DEPUTY SUPERINTENDENT, BUREAU OF PROFESSIONAL STANDARDS
ATTENTION: CHIEF, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
GREEN, VICTOR	9171	1558	[REDACTED]	121	

REFERENCE NOS. (LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)

INCIDENT ADDRESS: 1629 S. PRAIRIE AVE, CHICAGO, IL 60616	DATE / TIME: 14-MAY-2015 01:05	BEAT: 132
INCIDENT ADDRESS: 1628 S. PRAIRIE AVE, CHICAGO, IL 60616	DATE / TIME: 10-MAY-2015 02:05	BEAT: 132
INCIDENT ADDRESS: 1629 S. PRAIRIE AVE, CHICAGO, IL 60616	DATE / TIME: 15-MAY-2015 16:05	BEAT: 132

ACCUSED

NAME	RANK	STAR NO	EMP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	APPOINTED DATE	ON DUTY ?	SWORN ?
LEE, DURAND E	9161	18858	[REDACTED]	024	189	M / BLK	[REDACTED] 1979	29-NOV-2004	NO	YES

REPORTING PARTY

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
COLEMAN, LAURENCE	RANK: 9171, STAR NO: 1233, EMP NO: [REDACTED]	[REDACTED]	[REDACTED]	M / WHI	[REDACTED] 1964 / 51
WARE, CHRISTOPH	RANK: 9165, STAR NO: 21593, EMP NO: [REDACTED]	[REDACTED]	[REDACTED]	M / BLK	[REDACTED] 1970 / 45

VICTIMS

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
[REDACTED]	RANK: 9165, STAR NO: 21593, EMP NO: [REDACTED]	[REDACTED]	[REDACTED]	M / BLK	[REDACTED] 1970 / 45

WITNESSES

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

ALLEGATIONS

SEE ATTACHED

Note: Log Type is classified CR – Sworn Affidavit not required.

SUMMARY

SEE ATTACHED

ATTACHMENTS

INVESTIGATIVE REPORTS - SUPPORTING ALLEGATIONS LIST ATTACHMENTS NUMBER	INVESTIGATIVE REPORTS - SUPPORTING ACCUSED MEMBERS(S) LIST ATTACHMENTS NUMBER:	PHYSICAL EVIDENCE LIST ATTACHMENTS NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
0	0	0	44

FINDINGS - RECOMMENDATIONS

SEE ATTACHED

DATE INITIATED
(Date incident was received for investigation)

29-MAY-2015

DATE COMPLETED (Date of this report)

02-NOV-2015

ELAPSED TIME
(Total time expressed in days)

157

Investigator will initiate the Command Channel Review form by
completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

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Allegation #1: It is alleged that on 10 May 2015 between 0230 hours and 0730 hours, at 1629 S. Prairie Ave, the accused committed the act of Criminal Defacement of Property by painting the word "NIGGER" on the wall adjacent to apartment number 1711. Rd# HY-254321

Allegation #2: It is alleged that on 10 May 2015 at approximately 0800hrs, at 1629 S. Prairie Ave, the accused filed a False Police Report of Criminal Damage to Property recorded under Rd# HY-254321.

Allegation #3: It is alleged that on 14 May 2015 between 0100 hours and 0740 hours, at 1629 S. Prairie Ave, the accused committed the act of Criminal Defacement of Property by painting "NO LAWSUIT \$ NIGGER!" onto the wall adjacent to apartment number 1711. Rd# HY-259489

Allegation #4: It is alleged that on 14 May 2015 at approximately 0755hrs, at 1629 S. Prairie Ave, the accused filed a False Police Report of Criminal Damage to Property recorded under Rd# HY-259489.

Allegation #5: It is alleged that on 15 May 2015 between 1600 hours and 2315 hours, at 1629 S. Prairie Ave, the accused committed the act of Criminal Defacement of Property by writing the word "NIGGER" on the wall adjacent to the parking space designated for the tenants in unit 1711: Rd# HY-262025

List of Attachments
1. Face Sheet
2. Conflict Certification
3. Sworn Affidavit
4. Initiation Report #1
5. Initiation Report #2
6. CLEAR View Incident Summary (4 pages)
7. To/From Subject Report - Meeting Request with Sgt. COLEMAN #1233
8. To/From Subject Report - Telephone Interview with Lt. McMURRAY #298
9. To/From Subject Report - Informational Meeting
10. Chicago Apartment Lease – P.O. Durand LEE (3 pages)
11. City of Chicago Change of Address Form P.O. LEE dated 11 August 2006
12. Personal History Questionnaire – P.O. Durand LEE (10 pages)
13. Personnel Data Form - P.O. Durand LEE
14. City of Chicago Change of Address Form P.O. LEE dated 30 September 2013
15. Emergency Notification Form – P.O. Durand LEE
16. Original Case Incident Report – HY254321 (2 pages)
17. Case Supplementary Report – HY254321 (4 pages)
18. Photo Images – HY254321 (4 pages)

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19. Original Case Incident Report – HY259489 (3 pages)
20. Case Supplementary Report – HY259489 (3 pages)
21. Photo Images – HY259489 (10 pages)
22. Original Case Incident Report – HY262025 (2 pages)
23. Case Supplementary Report – HY262025 (5 pages)
24. Photo Images – HY262025 (5 pages)
25. To/From Subject Report - Interview with P.O. Mike GHUMEIM #11964
26. To/From Subject Report - F.B.I. Support Request
27. To/From Subject Report - Telephone Interview – Mr. Lindell MOORE I.S.P.
28. To/From Subject Report - F.B.I. Support Request Meeting (2 pages)
29. To/From Subject Report - Interview with Mrs. Lisa SMITH of Home Depot
30. Paint Samples (3 pages)
31. To/From Subject Report - Case Update - F.B.I. Support Request
32. To/From Subject Report Received from P.O. Durand LEE (Unsolicited)
33. To/From Subject Report from P.O. Durand LEE (2 pages)
34. To/From Subject Report F.B.I. Laboratory Findings Received
35. F.B.I. Report of Examination (4 pages)
36. To/From Subject Report – Detective Christopher WARE #21593 (3 pages)
37. To/From Subject Report – Interview Prop. Mgr. Julianne JACKSON (2 pages)
38. Civil Lawsuit Complaint (8 pages)
39. Amended Civil Lawsuit Complaint (8 pages)
40. Door Shift Log (2 pages)
41. Witness Statement Required Notice – Det. WARE
42. Statement of Det. WARE (7 pages)
43. Accused Notice of Charges and Allegations - P.O. Durand LEE
44. Statement of P.O. Durand LEE (15 pages)

INVESTIGATIVE SUMMARY:

The undersigned received this investigation for follow-up on 28 May 2015. The Initiation Reports (attachments# 4 & 5) indicate the accused, P.O. Durand LEE #18858, was identified as a possible offender in three incidents of Criminal Damage to Property.

On 28 May 2015 the undersigned corresponded via email with Sgt. Laurence COLEMAN #1233 of Unit 610 - Area Central Detective Division, in an effort to set-up a meeting with Sgt. COLEMAN and Det. Christopher WARE #21593 to discuss the allegations. During the telephone conversation Sgt. COLEMAN indicated that P.O. LEE and his wife, [REDACTED] had previously reported several incidents of Criminal Damage / Defacement of Property whereby on two occasions offender(s) painted derogatory racial remarks on the hallway wall outside of the [REDACTED] residence located 1629 S. Prairie Ave, Unit #1711. On one other occasion offenders wrote a derogatory racial remark on the wall adjacent to the parking space registered to the [REDACTED]. COLEMAN advised that Det. WARE conducted an investigation and

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found the handwriting of the unknown offender to be similar in comparison to known handwriting samples of P.O. LEE. In furtherance of this investigation COLEMAN agreed to contact Det. WARE and meet with the undersigned on Thursday, 04 June 2015 at 1230hrs, at the 001st District police facility located 1718 S. State St. (attachment #7).

Upon realizing this case may require the assistance of a certified handwriting examiner, the undersigned contacted Lt. McMurray #298 of the Chicago Police Departments Forensic Services Division to determine if resources were available to perform a handwriting analysis of certain documents relative to this investigation. Lt. McMurray advised that the Forensic Services Section does not perform the requested service (attachment # 8).

On 04 June 2015 the undersigned met confidentially with Det. Christopher WARE #21593 and his supervisor, Sgt. Laurence COLEMAN #1233, to discuss the basis for Det. WARE'S allegations of False Police Report against Chicago Police Officer Durand LEE #18858. This meeting was essential because the details of the allegations were not listed in the body of the Initiation Report submitted by Sgt. COLEMAN (attachment#9).

During this meeting Det. WARE indicated that he was assigned to conduct a follow-up investigation of two related police reports in which P.O. LEE alleges that an unknown offender painted derogatory racial remarks on the hallway wall adjacent to P.O. LEE'S apartment. Det. WARE related that on 10 May 2015, P.O. LEE reported to police under Rd# HY-254321 (attachment # 16) that upon exiting the front door of his apartment at 0730hrs he discovered "NIGGER" inscribed in red paint on the hallway wall. Additionally, on the morning of 14 May 2015, P.O. LEE reported a second incident to police under Rd# HY-259489 (attachment #19). In this incident P.O. LEE reported leaving his apartment at approximately 0740hrs and discovering "NO LAWSUIT \$ NIGGER!" painted on the hallway wall adjacent to the front door of his apartment in black, green, and red paint. During Detective WARE'S investigation he learned that [REDACTED] reported a Criminal Damage - Criminal Defacement incident on 15 May 2015 at 2349 hours under Rd# HY-262025 (attachment# 22). In this incident, [REDACTED] reported that she returned to her designated parking space located with their residential apartment building at 2315 hours and discovered that someone used a black marker to write "NIGGER" on the garage wall adjacent to her parking space.

Det. WARE indicates that in HY-254321 & HY-259489 the paint appears to have been brushed onto the wall utilizing small paint brushes. In the second incident three different paint colors were used. According to Det. WARE the paint appeared to have been applied utilizing a clean paint brush for each individual color due to the fact that there was no transfer of paint from word to the next. Det. WARE asserts that applying paint in this manner is a time consuming process and anyone doing so, in a common area of the apartment building so close in proximity to LEE's apartment, must have been very comfortable with the environment and had little to no concern with being observed.

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Det. WARE related that he interviewed [REDACTED] on 28 MAY 2015 regarding the Criminal Damage – Criminal Defacement to property report that [REDACTED] filed on 15 May 2015 under HY-262025. During this interview [REDACTED] stated that she went downstairs to the parking garage to get a cell phone charger out of her car and subsequently discovered the word "NIGGER" written on the garage wall. This account conflicts with the statement [REDACTED] gave to Officer HOLMES #9237 on 15 May 2015 when [REDACTED] reported that she left her parking spot around 1600hrs and observed the graffiti upon her return at 2315hours.

Det. WARE related that he interviewed the property manager [REDACTED]. During the interview with [REDACTED] she informed Det. WARE that P.O. LEE has a pending civil lawsuit against the property management company, First Service Residential, for housing and racial discrimination. Det. WARE believes that the pending civil lawsuit may provide a motive for P.O. LEE to have perpetrated the acts of criminal damage / defacement to property in order to bolster his civil case.

In furtherance of his investigation Det. WARE meticulously examined the derogatory racial remarks in all three cases and found what he believes to be unique characteristics in the letters G, N, and R. At this point Det. WARE sought to make a comparison with the G, N, and R letters in the graffiti with known handwriting samples of P.O. LEE. With the assistance of Sgt. COLEMAN a copy of P.O. LEE'S apartment lease (attachment# 10), City of Chicago change of address form dated 11 August 2006 (attachment# 11), Chicago Police Department Personal History Questionnaire (attachment # 12), City of Chicago Personnel Data Form (attachment# 13), City of Chicago change of address form dated 30 September 2013 (attachment# 14), and Emergency Notification Information form (attachment# 15) were provided to Det. WARE for assessment.

Det. WARE acknowledges that he has not received any formal training as a handwriting analyst, but indicates that upon comparing the known samples against the graffiti in the three incidents, he found strong similarities. Det. WARE contends that some of the R & N characters are nearly identical, and some of the G characters appear to be similarly composed using the letter C as the base and a number 7 as the horizontal and vertical lines to the letter G.

Additionally, during Det. WARE'S interview with [REDACTED] she informed Det. WARE that prior to LEE filing the civil lawsuit in April 2015 against the property management company, LEE and [REDACTED] were assessed a \$500 fine by the property management company because of an incident in which [REDACTED] allegedly made sexually explicit comments to building employee, Security Officer [REDACTED]. [REDACTED] reportedly found [REDACTED] comments to be offensive and a form of harassment. No additional details about that incident were provided.

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Based upon the above information Det. WARE believes that he has reason to suspect that Chicago Police Office Durand LEE may have orchestrated and/or perpetrated the three incidents reported under HY-254321, HY-259489, and HY-262025. Consequently, Det. WARE alleges that P.O. Durand LEE filed two False Police Reports (HY-254321 and HY-259489).

Case Report Details

Date / Time	Person Reporting	RD#	IUCR Code Description	Location	Details	Detective / Status
10 May 2015 0230-0730hrs	Durand LEE	HY-254321	1310 Criminal Damage to Property	Hallway Wall (common area)	Racial epithet painted outside apartment door	Det. Ware #21593 Suspended
14 May 2015 0100hrs to 0740hrs	Durand LEE	HY-259489	1310 Criminal Damage to Property	Hallway Wall (common area)	Racial epithet painted outside apartment door	Det. Wisniewski #21348 Suspended
15 May 2015 1600hrs to 2315hrs	[REDACTED]	HY-262025	1305 Criminal Damage Criminal Defacement	Parking Garage (common area)	Racial epithet on wall adjacent to parking space	Det. Ware #21593 Suspended

During the course of this investigation it was learned that P.O. GHUNEIM #11964 was conducting a corresponding civil rights investigation relative to the incidents which are at the foundation of this investigation. The undersigned met with P.O. GHUNEIM at Chicago Police Headquarters on 10 June 2015 at approximately 1300hrs. The purpose of the meeting was to determine if P.O. GHUNEIM had any information that would assist in the identification of the unknown offender(s). P.O. GHUNEIM presented an overview of his case and related that he had not developed any investigative leads which would lead to the offender(s) identity. The case number for the Civil Rights Investigation is 15-022 (attachment# 25).

In furtherance of this investigation the undersigned contacted F.B.I. Task Force Officer, Chicago Police Sergeant Timothy MOORE #8065 on 11 June 2015 to request assistance with having evidentiary documents examined by a certified handwriting analyst of the Federal Bureau of Investigations. Sgt. MOORE related that he

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conferred with Special Agent Jeff MOORE about this matter and subsequently agreed to meet at noon on 15 June 2015 at the F.B.I. Chicago Field Office (attachment# 26).

On 11 June 2015 at approximately 1055hrs, the undersigned conducted a telephone interview with Mr. Lindell MOORE of the Illinois State Police to determine if his agency would be able to assist in conducting a handwriting analysis of certain exhibits relative to this case. Mr. MOORE related that the Illinois State Police does have the resources available to conduct handwriting analysis but as of 01 July 2014 they no longer offer this service to outside agencies (attachment#27).

On 15 June 2015 the undersigned attended a preplanned meeting with F.B.I. Special Agent Jeff MOORE and Sgt. Timothy MOORE. The purpose of the meeting was to provide an overview of this investigation and to determine if select photo images and documents could be sent to the F.B.I. laboratory in Quantico, Virginia, for a comparative handwriting analysis. During the meeting S.A. Jeff MOORE agreed to open a "cooperation case" and forward the below listed images and documents to the F.B.I. laboratory for examination. The submitted documents contain known and/or presumed handwriting samples of Chicago Police Officer Durant LEE #18858 and the images are of the derogatory racial remarks (graffiti) of the unknown offender(s).

Exhibit #	RD#	Description
1	DNA	C.P.D. Personal history questionnaire (10 pages)
2	DNA	Emergency Notification Information Form (1 page)
3	DNA	Employee Change of Address form - Aug. 2006 (1 page)
4	DNA	Personnel Data Form (1 page)
5	DNA	Employee Change of Address form – Sept. 2013 (1 page)
6	DNA	Apartment Lease (1 page)
7	HY-262025	1 photo image of "NIGGER" written on cement garage wall
8	HY-254321	1 photo of "NIGGER!" written on hallway wall
9	HY-259489	1 photo of "NO LAWSUIT \$ NIGGER!" on hallway wall

It is anticipated the F.B.I. analyst will perform the necessary assessment and provide a written report of his/her findings within 60 days from the date of submission (attachment# 28).

In an attempt to determine the retail source of the paint products used by the unknown offenders in case HY-254321, HY-259489, and HY-262025, the undersigned conducted a computer query for home repair / supply stores within 2 miles of 1629 S. Prairie (LEE'S residence). The query revealed that Home Depot, located at 1300 S. Clinton, is approximately 1.2 miles from 1629 S. Prairie. Armed with this information, the undersigned contacted Home Depot on 18 June 2015 and spoke with [REDACTED] by telephone to determine if the sale transactions of specific paint products could be pinpointed when given a particular date range. [REDACTED] indicated that she was uncertain about the complete capabilities of Home Depot's computerized inventory system, but she would research this matter and then meet with the undersigned at 1300hrs for follow-up (attachment# 29).

Upon meeting with [REDACTED] the undersigned was escorted to aisle #46, bay 011 to review all available pre-mixed paint products to determine if any resembled the color tones used by the unknown offender. After a thorough inspection, the Rust-Oleum Painter's Touch general purpose paint was the only product line wherein Black, Apple Red, and Hunter Green colors were available (attachment# 30). These three colors closely resemble the paint colors used in the derogatory racial remarks. When asked, [REDACTED] was able to use a handheld scanning device to determine the date in which each can of paint was sold and also how many cans were sold on a given date. The incidents of graffiti began on 10 May 2015. [REDACTED] was able to determine that at least one can of each of the three colors of paint were sold on 26 April 2015. [REDACTED] related that she would need a credit card number, payment receipt, or receipt number in order to generate additional information about sales transaction. The undersigned advised [REDACTED] that a credit card number and/or receipt were not available at this point in time. Additionally, there are no surveillance cameras in aisle 46.

On 12 August 2015 the undersigned received a photocopy of a to/from subject report signed by P.O. Durand LEE. In the report LEE details several incidents that have occurred in his apartment building which lead to LEE filing a civil rights lawsuit against his buildings property management company and some of its employees. Additionally, LEE states that he has heard rumors around his building that he (LEE) committed acts of Criminal Damage to Property and subsequently generated a to/from subject report denying that he perpetrated the reported acts. This report from LEE was not solicited by the undersigned and appears to be voluntary (attachment# 32&33).

On 21 August 2015 the undersigned received a telephone call from Chicago Police Sergeant Timothy MOORE #8065 advising that the F.B.I. laboratory had concluded their analysis of the previously submitted photo images and handwriting samples (attachment# 34). Sgt. MOORE subsequently forwarded a copy of the lab report to the undersigned via email (attachment# 35). The undersigned reviewed the Report of Examination produced by F.B.I. Forensic Examiner Antoine L. FRAZIER which outlines in detail the analysis, comparison, evaluation, and verification process utilized in the forensic examination of the submitted images and documents. FRAZIER finds that "No Conclusion" could be reached as to whether Durand LEE did or did not write the derogatory words depicted in the photo images submitted for comparison.

On 16 September 2015 the undersigned received a to/from subject report from Det. WARE #21593 outlining his investigation of HY-254321 and HY-262025. Again, WARE indicates that after conducting interviews, canvassing the area, and upon comparing the writing on the walls to known handwriting samples of P.O LEE, he concluded that certain characters were similar in each sample (attachment# [REDACTED]). The undersigned conducted a formal, question and answer (Q&A) session with WARE on 23 September 2015. During this Q&A WARE remained consistent with his previous statements and outlined the investigative information which resulted in his reasonable

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suspicion that LEE may have committed the acts of graffiti in order to bolster his civil lawsuit against the property management company (attachment# 36).

On 29 September 2015 at approximately 1235hrs the undersigned, along with Sgt. Traci WALKER #2374 met with [REDACTED] is the Property Manager for "The Residences at 1600 Museum Park" located 1629 S. Prairie (attachment# 37). The purpose of the meeting was to gather additional information relative to the tenancy of Chicago Police Officer Durand LEE and his reports of Criminal Damage / Defacement of Property. In summary, [REDACTED] related that she has been the property manager of 1629 S. Prairie since February 2014 and that she was hired after the previous property manager, [REDACTED] was terminated for unspecified reasons. [REDACTED] related that Durand LEE and [REDACTED] are current tenants and have resided in apartment #1711 for several years. [REDACTED] recalled several incidents with LEE and his family which, prior to 2015, were centered on complaints from LEE and his family regarding loud noise coming from the upstairs neighbor in apartment #1811.

[REDACTED] further relates that the LEE family was assessed a fine in July or August 2014 to compensate the property management company for attorney fee's stemming from a sexual harassment claim brought forth by building Security Officer [REDACTED] against [REDACTED]

Additionally, [REDACTED] indicated that both she and staff members have knowledge of the reported incidents of Criminal Damage / Defacement of Property, however, LEE only reported the incident that occurred on 10 May 2015 to the property management company. [REDACTED] went on to say that LEE and [REDACTED] filed a civil lawsuit against the property management company in April of 2015 alleging racial and housing discrimination. [REDACTED] related that the attorney representing the property management company informed her during the first week of May 2015 that the Court hinted that the civil complaint filed by LEE'S attorney lacked merit and substance. This information was reportedly communicated to the attorney representing LEE. Ironically, LEE and [REDACTED] began to report incidents of racist graffiti being painted on the walls outside of their apartment and near their assigned parking space.

The initial civil complaint filed on the behalf of LEE and his wife, was amended on the 18th of May 2015 to include the alleged incidents of racist graffiti. [REDACTED] contends that these acts were perpetrated by LEE in order to strengthen his civil claim of discrimination against the property management company. [REDACTED] gave the undersigned a copy of the original complaint (attachment# 38), the amended complaint (attachment# 39), and a copy of a "door shift log" (attachment# 40) generated on 10 May 2015 by Security Officer [REDACTED] detailing the one incident that LEE reported to the property management company.

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During the conversation, [REDACTED] related that the property management company had a pen-hole camera installed inside of a storage room adjacent to LEE'S apartment. This was done in an effort to capture video footage of any future incidents. The undersigned and Sgt. WALKER relocated to the 17th floor and observed the now cleansed wall outside of apartment #1711. Additionally, the undersigned observed a closed storage room door directly across from apartment #1711. The wall-plate (room designator) contained a 1/4 inch diameter sized hole for the pen-hole camera lens.

The undersigned reviewed the civil complaints filed by Attorney [REDACTED] behalf of Durand LEE and [REDACTED]. There is no mention of racist graffiti in the initial civil complaint and the only language added to the amended complaint is that relating to the incidents of graffiti.

On 09 September 2015 the undersigned generated a request via CLEAR to have Det. WARE appear at the Bureau of Internal Affairs on 22 September 2015 to provide a witness statement. Det. WARE acknowledged said notification on 14 September 2015 (attachment# 41). Due to a scheduling conflict, the interview date was changed to 23 September 2015.

On 23 September 2015 the undersigned conducted a formal question and answer interview session with Det. WARE regarding the allegations. During this interview WARE provided the same basis for his complaint as he'd outlined in his To/From subject report dated 15 September 2015 (attachment# 36) and in the informational meeting that took place on 04 June 2015 (attachment# 9).

On 25 September 2015 the undersigned generated a Notification of Charges and Allegations for P.O. Durand LEE relative to the allegations. Said notification was acknowledged by LEE on 29 September 2015 (attachment# 43). The interview for LEE was scheduled for 08 October 2015 hours at the Bureau of Internal Affairs. On 08 October 2015 at 1200 hours P.O. LEE appeared before the undersigned accompanied by counsel to answer questions relative to the allegations. During this interview LEE was asked probative questions and ultimately denied any and all allegations of misconduct.

In conclusion, Det. WARE conducted a thorough criminal investigation which raised reasonable suspicion that the accused, P.O. Durand LEE, may have perpetrated acts of criminal damage / defacement of property and/or conspired with others to commit acts that would give credence to LEE'S civil claim that the property management company, The Residences at 1600 Museum Park, violated the FAIR HOUSING ACT by allegedly committing several prejudicial and discriminatory acts directed toward P.O. LEE and [REDACTED]. The interview of Property Manager [REDACTED] provided historical insight about the adversarial relationship between the [REDACTED] and employees of the property management company. Additionally WARE'S investigation revealed that P.O. LEE'S handwriting was very similar to the handwriting of the unknown individual who wrote the derogatory racial comments onto the hallway wall outside of LEE'S apartment and onto the concrete

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wall adjacent to the parking space designated for the [REDACTED] Based on the totality of the information developed, evidence was submitted to the Federal Bureau of Investigations for a forensic handwriting analysis. On 12 August 2015, F.B.I. Analyst Antoine FRAZIER issued his report which indicated that similarities were observed between known handwriting samples of LEE when compared to the handwriting of the unknown individual who wrote the derogatory racial comments; however, no conclusion could be reached due to areas of limited detail and clarity in the submitted samples.

FINDINGS:

Based upon the above listed information the undersigned requests the findings and recommendations listed below:

ACCUSED: Police Officer Durand LEE Star#18858;
Employee [REDACTED] Unit Assigned: 024 Unit Detailed:189

ALLEGATION #1: NOT SUSTAINED

ALLEGATION #2: NOT SUSTAINED

ALLEGATION #3: NOT SUSTAINED

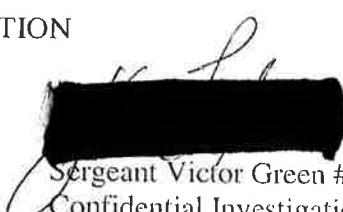
ALLEGATION #4: NOT SUSTAINED

ALLEGATION #5: NOT SUSTAINED

RECOMMENDATION:

ACCUSED: Police Officer Durand LEE Star#18858;
Employee [REDACTED] Unit Assigned: 024 Unit Detailed: 189

NO DISCIPLINARY ACTION


Sergeant Victor Green #1558
Confidential Investigations Section
Bureau of Internal Affairs